

APPROVED: Meeting No. 38-90

ATTEST: *Sharon D. Gran*

MAYOR AND COUNCIL  
ROCKVILLE, MARYLAND  
Meeting No. 35-90

September 17, 1990

The Mayor and Council of Rockville, Maryland, convened in Public Hearing in the Council Chamber, Rockville City Hall, Maryland Avenue at Vinson Street, Rockville, Maryland, on September 17, 1990, at 7:30 p.m.

PRESENT

Mayor Douglas M. Duncan

Councilmember James F. Coyle

Councilmember Viola D. Hovsepien

Councilmember James T. Marrinan

ABSENT

Councilmember David Robbins (Travel Leave)

In attendance: City Manager Bruce Romer, City Clerk Sharon Gran and City Attorney Paul Glasgow.

Re: Proclamation declaring the week  
of September 17 through 23,  
1990, as "Constitution Week."

Proclamation No. 24-90

By a unanimous vote of the Mayor and Council, the week of September 17 through 23, 1990, was declared "Constitution Week" in Rockville. September 17, 1990, marks the 203rd anniversary of the signing of the United States Constitution. Councilmember Hovsepien read the Proclamation, the full text of which can be found in Proclamation File No. 5 of the Mayor and Council. Irene Grissom of the Col. Tench Tilghman Chapter of the Daughters of the American Revolution accepted the Proclamation.

Re: City Manager's Report

The City Manager referenced the dog attack which occurred on Green Pasture Drive in North Farm over the weekend. The three dogs were immediately impounded by the Rockville City Police Department, and no evidence of vaccination or licensing was found. The owners subsequently produced rabies vaccination certificates and agreed to purchase licenses for the animals. At that time, the dogs were returned to the owners under a State-mandated 10-day quarantine. Under the quarantine, the dogs must be confined to the owners' property and under the absolute control of the owners. The City is monitoring the situation very closely, and staff has maintained close contact with the President of the North Farm Citizens Association. There is a full and active investigation underway involving the City Attorney's Office, the Animal Control staff and other City resources.

A petition for hearing has been submitted to the Animal Control Board, and a hearing in this matter has been scheduled for tomorrow evening, September 18, at 7:30 p.m. at the Civic Center Mansion.

Following discussion, the Mayor and Council directed that a review of the Animal Control Ordinance be undertaken in early October to improve the current procedures and ensure that vicious dogs are not returned to their owners under similar circumstances in the future.

Re: Public Hearing: Proposals for  
Community Development Block  
Grant funding for Fiscal Year  
1992.

The Mayor and Council conducted a public hearing to receive proposals for Community Development Block Grant funding for Fiscal Year 1992. The Mayor and Council heard all those persons as can be found in the official stenographic transcript. There being no other persons wishing to be heard, the Mayor declared the hearing closed, with the record to be left open until the close of business on September 28, 1990.

Re: Public Hearing: Annexation

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Petition No. X-109-90, Mayor  
and Council of Rockville,  
Applicant.

The Mayor and Council conducted a public hearing regarding Annexation Petition X-109-90, to enlarge the City's corporate boundaries by adding a 3.4 acre parcel of unimproved land which is part of the Redgate Golf Course. The Mayor and Council heard all those persons as can be found in the official stenographic transcript. There being no other persons wishing to be heard, the Mayor declared the hearing closed, with the record to be left open for two weeks, until October 1, 1990.

Re: Public Hearing: Text Amendment  
Application T-103-89, Miller,  
Miller & Canby, attorneys for  
McDonald's Corporation,  
Applicant.

The Mayor and Council conducted a public hearing on Text Amendment Application T-103-89, to reduce the minimum lot frontage on a business district road or major highway for a Class II (fast food) restaurant from 200 feet to 140 feet or to eliminate the requirement entirely. The Mayor and Council heard all those persons as can be found in the official stenographic transcript. There being no other persons wishing to be heard, the Mayor declared the hearing closed, with the record to be left open for two weeks, until October 1, 1990.

Re: Public Hearing: Text Amendment  
Application T-107-90, Mayor  
and Council of Rockville,  
Applicant.

The Mayor and Council conducted a public hearing on Text Amendment Application T-107-90, to transfer use permit approval authority on City-owned land from the Planning Commission to the Mayor and Council. The Mayor and Council heard all those persons as can be found in the official stenographic transcript. There being no other persons wishing to be heard, the Mayor declared the hearing closed, with the record to be left

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open for two weeks, until October 1, 1990.

Re: Public Hearing: Petition to  
establish a permit parking  
district on Trail House Court.

The Mayor and Council conducted a public hearing on the petition to establish a permit parking district on Trail House Court. The Mayor and Council heard all those persons as can be found in the official stenographic transcript. There being no other persons wishing to be heard, the Mayor declared the hearing closed, with the record to be left open for two weeks, until October 1, 1990.

Re: Public Hearing: Petition of  
withdrawal from the Croydon  
Park/E. Rockville permit  
parking district.

The Mayor and Council conducted a public hearing on the petition to withdraw all homes on Taylor Avenue, Lawrence Drive, Lawrence Court and Robert Road, 602 First Street, 604 and 700 Baltimore Road as to their frontages on Taylor Avenue only and 708 Baltimore Road as to its frontage on First Street only from the Croydon Park/E. Rockville permit parking district. The Mayor and Council heard all those persons as can be found in the official stenographic transcript. There being no other persons wishing to be heard, the Mayor declared the hearing closed, with the record to be left open for two weeks, until October 1, 1990.

Re: Citizens' Forum

At this time, the Mayor opened the meeting to hear from any citizen who wished to address the Mayor and Council.

1. Randi Slovic, 9 Dairyfield Court, referenced the dog attack over the weekend and advised the Mayor and Council that all North Farm residents are committed to having the dogs removed from the neighborhood. She agreed with the Mayor and Council that the City needs to revisit its animal control laws.

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Councilmember Coyle was advised that the North Farm Citizens Association has been attempting to notify all residents of the occurrence. Mayor Duncan stated that there has been an increased police presence in the neighborhood which will continue as long as the dogs remain; the heaviest concentration will occur when the children are going to and from school.

2. Regina McAndrew, 208 W. Montgomery Avenue, advised the Mayor and Council that a State "adopt a road" sign has been placed in her yard and that another was placed in the adjacent Friends Park. She requested the assistance of the Mayor and Council in having these signs removed.

Staff noted that an agreement had been reached with the County Department of Transportation that the City would take over the program as it relates to City streets, and this agreement should apply to State signs as well. Staff will check into this matter.

There being no other citizens wishing to be heard, the Mayor closed the Citizens' Forum portion of the meeting.

Re: FYI/Correspondence

Bicycle Patrol Program

Councilmember Coyle asked if the City is planning to extend the program beyond its original trial period. The City Manager responded that the program would begin again with the first sign of good weather next year.

West Montgomery Avenue Tree Preservation

Mayor Duncan commented that he was delighted to see that PEPCO was just trimming, not removing, the trees.

Middle Lane Parking Update

As to the City's resuming operation of the Middle Lane parking lot, Mayor Duncan suggested locating the permit parking section in the rear by the Farmers' Market

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so that the available visitor parking is more evident to passersby. The City Manager indicated that staff would take a look at this.

The Mayor and Council were advised that half of the spaces were filled today and that the appropriate signage is in place, including the free four-hour parking. As much of the renovation work as possible will be completed by October 6. Staff further advised that once the City has had a few weeks' experience with the operation of the parking lot, recommendations for different layouts would be reviewed at that time.

Re: New Business

With respect to the Community Action Team dinner held last Saturday night, Councilmember Coyle commented that the Lincoln Park residents have a genuine respect for both the City and County police and their efforts in the community. Councilmember Coyle also commended the City Police Department for their investigative efforts leading to the apprehension of the individuals responsible for the break-ins in Rockshire.

Councilmember Marrinan referenced the celebration of the Bill of Rights in December of 1991, and requested that City staff recommend an appropriate way for the City to celebrate this anniversary.

Mayor Duncan noted the successful Ethnic Heritage Festival held in Wheaton Regional Park on Sunday, September 16. He also attended Gaithersburg's Olde Towne Days that same day and commented on the involvement of service clubs and sponsorship of giveaways. He suggested that Rockville's special events staff get in touch with Gaithersburg staff to exchange ideas. Councilmember Hovsepian commented that Gaithersburg's program starts at 10:00 a.m. which makes attendance difficult for those individuals who regularly attend Church on Sunday mornings.

Re: Adjournment

There being no further business to come before the Mayor and Council, the meeting was adjourned at 9:05 p.m., to convene again in General Session at 7:30 p.m. on September 24, 1990, or at the call of the Mayor.